

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

IN RE LORAZEPAM & CLORAZEPATE  
ANTITRUST LITIGATION

This document relates to:

ST. CHARLES HOSPITAL and  
REHABILITATION CENTER,

Plaintiff,

v.

MYLAN LABORATORIES, INC., et al.,

Defendants.

ADVOCATE HEALTH CARE, et al.,

Plaintiffs,

v.

MYLAN LABORATORIES, INC., et al.,

Defendants.

MDL-1290 (TFH/JMF)  
Misc. No. 99ms276  
Judge Thomas F. Hogan

**FILED**

**NOV 08 2001**

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

CV 1:99-790 (TFH/JMF)

CV 1:99-2228 (N.D. Ill.)

**STIPULATION**

Plaintiffs and defendants, through counsel, hereby agree and stipulate as follows:

1. No party shall serve or take discovery of any other party, including absent class members and third parties, from the date of this Stipulation through November 26, 2001.

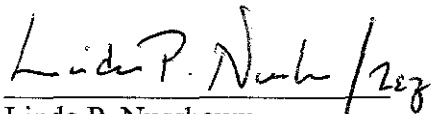
2. No party shall file any motion or otherwise seek any relief from the Court from the date of this Stipulation through November 26, 2001 unless the motion is filed jointly on behalf of all parties or the relief sought is consented to by all parties.

3. The deadline for the close of general fact discovery shall be extended until December 28, 2001.

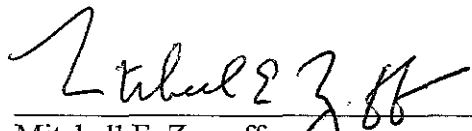
4. The return date for all document subpoenas issued by Mylan Laboratories, Inc. and Mylan Pharmaceuticals, Inc. (the "Mylan defendants") to absent class members shall be extended until December 3, 2001.

5. The return date for all deposition subpoenas issued by the Mylan defendants to absent class members shall be extended until 28 days after the return date set forth in the subpoena.

6. This Stipulation shall not preclude or in any way limit any party from seeking further extensions of discovery deadlines or filing any motions, including a motion to stay this action and a motion to quash the subpoenas served on absent class members, after November 26, 2001.

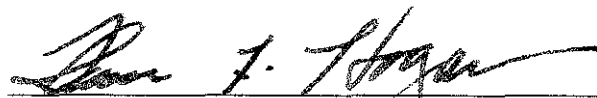
  
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On behalf of Plaintiffs

  
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On behalf of Defendants

SO ORDERED:

  
Honorable Thomas F. Hogan  
United States District Court Judge

Date: Nov. 7, 2001

## CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Stipulation was delivered by first-class mail, postage prepaid, this 5th day of November 2001 to:

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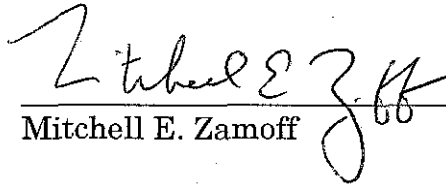
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November 5, 2001

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*BY HAND DELIVERY*

The Honorable Thomas F. Hogan  
United States District Court  
for the District of Columbia  
333 Constitution Avenue, N.W.  
Washington, D.C. 20001

*de* RECEIVED  
NOV 06 2001  
CHAMBERS OF CHIEF JUDGE  
THOMAS F. HOGAN

Re: **In re Lorazepam and Clorazepate Antitrust Litigation**  
**MDL No. 1290 (TFH/JMF) Misc. No. 99ms276**

Dear Judge Hogan:

This will advise the Court on behalf of all parties that the parties have been involved in settlement discussions over the past few months that have resulted in the deferral of several depositions and other discovery. Substantial progress has been made in those discussions and, although the outcome is still uncertain, the parties would like to continue the discussions over the next three weeks. Thus, the parties have agreed to the matters set forth in the attached stipulation while reserving all rights to seek extensions of the discovery deadlines and file whatever other motions they deem appropriate in the event the settlement talks are not successful.

Accordingly, on behalf of all parties, we respectfully request that you approve the attached stipulation.

Very truly yours,

*Mitchell E. Zamoff*  
Mitchell E. Zamoff

Enclosure

cc: Jim Miller, Esq.  
All Counsel